



Merck & Co., Inc.  
P.O. Box 2000  
Rahway, NJ 07065

Patent Department

## Facsimile Cover Sheet

TODAY'S DATE: June 22, 2004

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Examiners Name: Ulrike Winkler, Ph.D.

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THIS MESSAGE IS FROM:

Name: Laura Ginkel, Ph.D.

Phone No.: (732) 594-1932 Mail Location: RY60-30

Fax No.: (732) 594-4720

RE: U.S. Appl. Serial No.: 09/831,182  
Filing Date: July 18, 2001  
Applicants File Ref: ITR0056P  
For: CELLS FOR THE PRODUCTION OF HELPER DEPENDENT  
ADENOVIRAL VECTORS, METHOD FOR THE PREPARATION AND USE  
THEREOF.

NUMBER OF PAGES BEING TRANSMITTED (INCLUDING COVER): 11

1. Amendment after Final

2.  
3.

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I hereby certify that the above-identified papers are being facsimile  
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Type or print name of person signing certification

A handwritten signature in black ink, appearing to read "Dorenne Milic".

6/22/2004

PATENT  
CASE NO. ITR0056P

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In re application of: COLLOCA, STEFANO  
Serial No. 09/831,182  
Filed July 18, 2001  
Group Art Unit 1648  
Examiner Ulrike, Winkler  
For: CELLS FOR THE PRODUCTION OF HELPER DEPENDENT  
ADENOVIRAL VECTORS, METHOD FOR THE PREPARATION  
AND USE THEREOF

Transmitted herewith is an amendment in the above-identified application.

- No additional fee is required.  
 The fee has been calculated as shown below.

## CLAIMS AS AMENDED

(1)	(2) Claims remaining after amendment	(3)	(4) Highest Number Previously Paid For	(5) Present Extra	(6) Rate	(7) Additional Fee
Total Claims	* <u>22</u>	-	** <u>27</u> =	<u>0</u> X	\$18	= <u>0.00</u>
Independent Claims	* <u>1</u>	-	*** <u>3</u> =	<u>0</u> X	\$86	= <u>0.00</u>
Multiple Dependent Claims					\$290 ****	= <u>          </u>
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						<b>0.00</b>

\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

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\*\*\*\* Add this fee only if application is amended to include multiple dependent claims (regardless of number) and no multiple dependent claims were originally filed.

Charge \$ 0.00 to Deposit Account No. 13-2755. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2755. A duplicate copy of this sheet is enclosed.

Respectfully,

By: Laura M. Ginkel

Attorney for Applicant(s)

Reg. No. 51,737

MERCK & CO., INC.  
Patent Dept., RY60-30  
P.O. Box 2000  
Rahway, N.J. 07065-0907

(732) 594-1932

Date: June 22, 2004

IN DUPLICATE

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CASE NO. ITR0056P

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Multiple Dependent Claims					\$290 ****	= <u>          </u>
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						0.00

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By: Laura M. Ginkel

Attorney for Applicant(s)

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Doreenne Milic  
Name

DNM  
Signature

6/22/2004  
Date

Response under 37 C.F.R. 1.116  
Expedited Procedure  
Examining Group: 1648

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**  
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**JUN 22 2004**

Applicants: Colloca

Serial No.: 09/831,182 Case: ITR0056P

Art Unit: 1648

Filed: July 18, 2001 (entry of national phase)

Examiner:  
Winkler, U.

For: CELLS FOR THE PRODUCTION OF HELPER  
DEPENDENT ADENOVIRAL VECTORS,  
METHOD FOR THE PREPARATION AND USE  
THEREOF

**OFFICIAL**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT AFTER FINAL, 37 C.F.R. § 1.116

Dear Sir:

In response to the Final Office Action mailed May 5, 2004, for which an unextended reply is due August 5, 2004, please consider the following amendments and the foregoing remarks. Applicants are filing a response within two months from the mailing date of the Final Office Action and respectfully request an Advisory Action (M.P.E.P. 710.02(e)). Any additional fees associated with this Amendment may be charged to Merck Deposit Account No. 13-2755.

JUN-22-2004 13:49

MERCK & CO., INC.

732 594 4720 P.05

Serial No: 09/831,182

Case No: ITR0056P

Page No: -2-

**AMENDMENTS TO THE CLAIMS** are reflected in the listing of claims which begins on page 3 of this paper.

**REMARKS** begin on page 6 of this paper.